
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

XINGSHUN WEN

Write the full name of each plaintiff.

____ CV ____
(Include case number if one has been
assigned)

-against-

Tether Operations Limited

COMPLAINT

Do you want a jury trial?

☐ Yes ☐ No

Write the full name of each defendant. If you need more
space, please write "see attached" in the space above and
attach an additional sheet of paper with the full list of
names. The names listed above must be identical to those
contained in Section II.

NOTICE

The public can access electronic court files. For privacy and security reasons, papers filed with the court should therefore *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number. See Federal Rule of Civil Procedure 5.2.

I. BASIS FOR JURISDICTION

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation, and the amount in controversy is more than \$75,000, is a diversity case. In a diversity case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal-court jurisdiction in your case?

- ☐ **Federal Question**
- ☐ **Diversity of Citizenship**

A. If you checked Federal Question

Which of your federal constitutional or federal statutory rights have been violated?

1. 18 U.S.C. § 4 (Misprision of Felony)-Tether concealed felony theft by refusing NYPD assistance.
2. 7 U.S.C. § 13(a)(2) (CFTC Anti-Manipulation Rule)- Deceptive acts affecting crypto commodities.
3. 15 U.S.C. § 45 (FTC Act §5 - Unfair Practices) -Unfair business practices in token recovery policies.
4. 28 U.S.C. § 1331 (Federal Question)- Arising under the above federal statutes.

B. If you checked Diversity of Citizenship

1. Citizenship of the parties

Of what State is each party a citizen?

The plaintiff, _____, is a citizen of the State of
(Plaintiff's name)

(State in which the person resides and intends to remain.)

or, if not lawfully admitted for permanent residence in the United States, a citizen or subject of the foreign state of

_____.
If more than one plaintiff is named in the complaint, attach additional pages providing information for each additional plaintiff.

If the defendant is an individual:

The defendant, _____, is a citizen of the State of
(Defendant's name)

or, if not lawfully admitted for permanent residence in the United States, a citizen or
subject of the foreign state of

If the defendant is a corporation:

The defendant, _____, is incorporated under the laws of
the State of _____

and has its principal place of business in the State of _____

or is incorporated under the laws of (foreign state) _____

and has its principal place of business in _____.

If more than one defendant is named in the complaint, attach additional pages providing
information for each additional defendant.

II. PARTIES

A. Plaintiff Information

Provide the following information for each plaintiff named in the complaint. Attach additional
pages if needed.

XINGSHUN		WEN
First Name	Middle Initial	Last Name
4838 Glenwood St		
Street Address		
Little Neck	NY	11362
County, City	State	Zip Code
9293335158	ansen.wen@msn.com	
Telephone Number	Email Address (if available)	

B. Defendant Information

To the best of your ability, provide addresses where each defendant may be served. If the correct information is not provided, it could delay or prevent service of the complaint on the defendant. Make sure that the defendants listed below are the same as those listed in the caption. Attach additional pages if needed.

Defendant 1:	<div style="border-bottom: 1px solid black; padding-bottom: 5px;">Tether Operations Limited</div> <div style="display: flex; justify-content: space-between; border-bottom: 1px solid black; padding-bottom: 5px;"> First Name Last Name </div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">Current Job Title (or other identifying information)</div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">Cryptocurrency (USDT) Issuer</div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">Current Work Address (or other address where defendant may be served)</div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">inforequests@tether.to (Official Law Enforcement Contact)</div> <div style="display: flex; justify-content: space-between; border-bottom: 1px solid black; padding-bottom: 5px;"> County, City State Zip Code </div>
Defendant 2:	<div style="border-bottom: 1px solid black; padding-bottom: 5px;"> </div> <div style="display: flex; justify-content: space-between; border-bottom: 1px solid black; padding-bottom: 5px;"> First Name Last Name </div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">Current Job Title (or other identifying information)</div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">Current Work Address (or other address where defendant may be served)</div> <div style="display: flex; justify-content: space-between; border-bottom: 1px solid black; padding-bottom: 5px;"> County, City State Zip Code </div>
Defendant 3:	<div style="border-bottom: 1px solid black; padding-bottom: 5px;"> </div> <div style="display: flex; justify-content: space-between; border-bottom: 1px solid black; padding-bottom: 5px;"> First Name Last Name </div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">Current Job Title (or other identifying information)</div> <div style="border-bottom: 1px solid black; padding-bottom: 5px;">Current Work Address (or other address where defendant may be served)</div> <div style="display: flex; justify-content: space-between; border-bottom: 1px solid black; padding-bottom: 5px;"> County, City State Zip Code </div>

INJURIES:

If you were injured as a result of these actions, describe your injuries and what medical treatment, if any, you required and received.

1. Direct Financial Loss
 - a) Irrecoverable loss of 345,940 USDT ((pegged 1:1 to USD, totaling \$345,940);
 - b) Complete dissipation of funds after August 2023 due to Defendant's refusal to act (Exhibit K)
2. Consequential Harm
 - a) Psychological distress from prolonged financial insecurity and 10-month observation of static stolen funds;
 - b) Costs incurred in pursuing legal remedies."
3. Public Policy Harm - Encouraged criminal behavior by demonstrating:
 - a) Stolen funds could be held safely for extended periods (Exhibit J);
 - b) Law enforcement requests would be ignored.

IV. RELIEF

State briefly what money damages or other relief you want the court to order.


1. Compensatory Damages
 - a) 345,940 USDT (or USD equivalent at judgement date);
 - b) Pre-judgment interest at 9% per annum from October 21, 2022 until payment;
 2. Punitive Damages for Defendant's:
 - a) Knowingly false statements to law enforcement;
 - b) Bad faith refusal to assist NYPD (enabling fund dispersal).
 - c) Selective enforcement creating criminal safe harbor;
 3. Declaratory Relief - A judicial determination that:
 - a) Defendant's failure to maintain transparent service channels violates NY General Business Law § 349;
 - b) Its token recovery policies constitute unconscionable contractual terms;
 4. Injunctive Relief:
 - a) Require Tether to publish: Clear recovery procedures for theft victims and Law enforcement contact protocols;
 - b) Annual compliance audit by independent third-party.
 5. Attorneys' Fees & Costs, if applicable (per 28 U.S.C. § 1920 and SDNY rules);
 6. Any Further Relief The Court deems just and proper under the circumstances.
- Page 6

V. PLAINTIFF'S CERTIFICATION AND WARNINGS

By signing below, I certify to the best of my knowledge, information, and belief that: (1) the complaint is not being presented for an improper purpose (such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation); (2) the claims are supported by existing law or by a nonfrivolous argument to change existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Federal Rule of Civil Procedure 11.

I agree to notify the Clerk's Office in writing of any changes to my mailing address. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Each Plaintiff must sign and date the complaint. Attach additional pages if necessary. If seeking to proceed without prepayment of fees, each plaintiff must also submit an IFP application.

<u>May-05-2025</u>		
Dated		Plaintiff's Signature
<u>XINGSHUN</u>		<u>WEN</u>
First Name	Middle Initial	Last Name
<u>4838 Glenwood St,</u>		
Street Address		
<u>Little Neck</u>	<u>NY</u>	<u>11362</u>
County, City	State	Zip Code
<u>9293335158</u>	<u>ansen.wen@msn.com</u>	
Telephone Number	Email Address (if available)	

I have read the Pro Se (Nonprisoner) Consent to Receive Documents Electronically:

☒ Yes ☐ No

If you do consent to receive documents electronically, submit the completed form with your complaint. If you do not consent, please do not attach the form.

PLAINTIFF'S STATEMENT OF FACTS (Incorporated by Reference)

1. On October 19, 2022, in Queens, NY, 345,940 USDT (\$345,940 USD) was stolen from Plaintiff's wallet (TLjn4naUyq6rGwwpqw7NbiNnMYfXKNtt8c) through a phishing scheme. The stolen funds were transferred to a hacker-controlled wallet (TKizZZ5qvZoMrcvpg7ha96Q6HhxSrQw5oH) and later consolidated in wallet TK84xLNXECPPermZ2aYW7LrCuWdZCErX3LZ (Exhibit A: Bilic Blockchain Forensic Report).
2. On October 21, 2022, NYPD confirmed the theft (NYPD Complaint Report #2022-110-009537, Exhibit B) and formally requested Tether's assistance via inforequests@tether.to—an email address Tether publicly designates for law enforcement requests (Exhibit C: NYPD Initial Request Email). Despite clear evidence of the theft (Exhibit A attached by NYPD), Tether failed to act.
3. On October 24, 2022, Tether explicitly acknowledged inforequests@tether.to as its official law enforcement contact, yet still refused to freeze the stolen funds (Exhibit D: Tether's Email Response).
4. In late October 2022, NYPD informed Plaintiff that Tether had refused the request and inappropriately inquired about Plaintiff's past relationship with Move Block Capital—a matter wholly irrelevant to the theft.
5. On November 3, 2022, NYPD reiterated the freeze request, specifying the hacker's wallet address (TK84xLNXECPPermZ2aYW7LrCuWdZCErX3LZ) and providing proof of the funds' legitimacy (Exhibit E: NYPD Follow-Up Email). Plaintiff also directly clarified to Tether that the stolen funds were unrelated to Move Block (Exhibit F: Plaintiff's Clarification Email).
6. On November 8, 2022, Tether definitively refused, falsely claiming it "can only freeze funds from Tether owned wallets, not private wallets" (Exhibit G: NYPD Summary of Tether's Final Response). This constituted a knowing misrepresentation, as:
 - Tether had blacklisted private wallets in other cases (Exhibit H: CZ Binance's Twitter Report);
 - Tether openly advertises "Token Recovery" services for compromised funds (Exhibit I: Tether's Official Recovery Page) , including "Stolen assets (through hacking/phishing)" and "Mistaken transactions".

Clarification on "Freezing": As issuer of USDT, Tether retains unilateral authority to:

- (a) Disable transactions from any USDT address via blacklisting;
- (b) Reissue equivalent tokens to victims without needing private keys.

This protocol is functionally equivalent to freezing for law enforcement purposes.

Tether's refusal to utilize these mechanisms constitutes a failure to act in good faith.

7. Funds Retention Period: The stolen USDT remained identifiable in the hacker's wallet for 309 days (until 2023-08-23) (Exhibit J), confirming:
 - a) Law enforcement monitoring effectively deterred immediate laundering; and
 - b) Tether had ample opportunity to mitigate losses had it acted on NYPD's request (Exhibit D).
8. Tether's reference to a "prior relationship" and its false technical claims confirm its refusal was made in bad faith and with retaliatory intent.
9. Tether's Public Commitments vs. Actual Conduct:

While openly advertising recovery services for 'compromised funds' (Exhibit I) and having executed such recoveries in high-profile cases (Exhibit H), Tether willfully refused to employ the same protocols for NYPD-verified theft cases. This selective enforcement constitutes:

 - a) Arbitrary treatment of victims; and
 - b) Pattern of deceptive practices.

Attachment to Complaint, Case No. _____



**United States District Court
Southern District of New York**

Pro Se (Nonprisoner) Consent to Receive Documents Electronically

Parties who are not represented by an attorney and are not currently incarcerated may choose to receive documents in their cases electronically (by e-mail) instead of by regular mail. Receiving documents by regular mail is still an option, but if you would rather receive them only electronically, you must do the following:

1. Sign up for a PACER login and password by contacting PACER¹ at www.pacer.uscourts.gov or 1-800-676-6856;
2. Complete and sign this form.

If you consent to receive documents electronically, you will receive a Notice of Electronic Filing by e-mail each time a document is filed in your case. After receiving the notice, you are permitted one “free look” at the document by clicking on the hyperlinked document number in the e-mail.² Once you click the hyperlink and access the document, you may not be able to access the document for free again. After 15 days, the hyperlink will no longer provide free access. Any time that the hyperlink is accessed after the first “free look” or the 15 days, you will be asked for a PACER login and may be charged to view the document. For this reason, *you should print or save the document during the “free look” to avoid future charges.*

IMPORTANT NOTICE

Under Rule 5 of the Federal Rules of Civil Procedure, Local Civil Rule 5.2, and the Court’s Electronic Case Filing Rules & Instructions, documents may be served by electronic means. If you register for electronic service:

1. You will no longer receive documents in the mail;
2. If you do not view and download your documents during your “free look” and within 15 days of when the court sends the e-mail notice, you will be charged for looking at the documents;
3. This service does *not* allow you to electronically file your documents;
4. It will be your duty to regularly review the docket sheet of the case.³

¹ Public Access to Court Electronic Records (PACER) (www.pacer.uscourts.gov) is an electronic public access service that allows users to obtain case and docket information from federal appellate, district, and bankruptcy courts, and the PACER Case Locator over the internet.

² You must review the Court’s actual order, decree, or judgment and not rely on the description in the email notice alone. See ECF Rule 4.3

³ The docket sheet is the official record of all filings in a case. You can view the docket sheet, including images of electronically filed documents, using PACER or you can use one of the public access computers available in the Clerk’s Office at the Court.

CONSENT TO ELECTRONIC SERVICE

I hereby consent to receive electronic service of notices and documents in my case(s) listed below. I affirm that:

1. I have regular access to my e-mail account and to the internet and will check regularly for Notices of Electronic Filing;
2. I have established a PACER account;
3. I understand that electronic service is service under Rule 5 of the Federal Rules of Civil Procedure and Rule 5.2 of the Local Civil Rules, and that I will no longer receive paper copies of case filings, including motions, decisions, orders, and other documents;
4. I will promptly notify the Court if there is any change in my personal data, such as name, address, or e-mail address, or if I wish to cancel this consent to electronic service;
5. I understand that I must regularly review the docket sheet of my case so that I do not miss a filing; and
6. I understand that this consent applies only to the cases listed below and that if I file additional cases in which I would like to receive electronic service of notices of documents, I must file consent forms for those cases.

Civil case(s) filed in the Southern District of New York:

Note: This consent will apply to all cases that you have filed in this court, so please list all of your pending and terminated cases. For each case, include the case name and docket number (for example, John Doe v. New City, 10-CV-01234).

WEN, XINGSHUN

Name (Last, First, MI)

4838 Glenwood St,

Little Neck

NY

11362

Address

City

State

Zip Code

9293335158

ansen.wen@msn.com

Telephone Number

E-mail Address

May-07-2025

Date

Signature



Return completed form to:

Pro Se Intake Unit (Room 200)
500 Pearl Street
New York, NY 10007



Exhibit A: Bilic Blockchain Forensic Report

Preliminary Report

Scammer's wallet (Holding the funds): TK84xLNXECPernzZaYW7LrCuWdZCErX3LZ

Hash: 6a0863c9f8afdee524c2b5d2d0b1692b9ddff684817931594cda420fabce2771

Victim's wallet: TLjn4naUyq6rGvwpgw7NbiNnMYfXKNtt8c

Main scammer's wallet: TKizZZ5qvZoMrcvpg7ha96Q6HhxSrQw5oH

Hash: b6861b14e610ce9274f14d7dfcbd6015c2017c1ca8cb7b356ebc8ced67a42285

Amount stolen: 345,940 usdt

The main hacker's wallet has been sending dust tokens to the victim; see below for transaction hashes relating to the dust

- <https://tronscan.org/#/transaction/094b2ed41859e3c43ab9664995cfc9fdd388dfdb3f6a0aa2ca7948ebfd30f004>
- <https://tronscan.org/#/transaction/79aeed14e4ffe2c6725d0ba0d75e467ed92bb76010c9c40d37cb089f6e6e2a70>
- <https://tronscan.org/#/transaction/a7f2b4d4ac8041700c87479672f5e587701a2f575b203e5843b0ad6ad0da2e02>
- <https://tronscan.org/#/transaction/fdccb5c22a83cf81d6daf5862755601284dc584c48c5472aebc803549013260a>
- <https://tronscan.org/#/transaction/7e35f0ab38b5e6277c5d8775c265eaf7726a23b9022488069b898cc7180a0042>

Each of this dust token where in bits of 0.01usdt

This wallet should be frozen while we perform further investigations (TK84xLNXECPernzZaYW7LrCuWdZCErX3LZ)

New York City Police Department Omniform System - Complaints							
Report Cmd: 110	Jurisdiction: N.Y. POLICE DEPT	ICAD#:	Record Status: Ready for Signoff, No Arrest	Public Omni NO	Complaint #: 2022-110-009537	No Other Legacy Blue Versions	No Other Complaint Revisions
Occurrence INSIDE OF 78-06 46 Location: AVENUE APT: 7A Name Of Premise: Premises Type: RESIDENCE-HOUSE Location Within Premise: Visible By Patrol?: NO			NYC Parks Dept. Property Did this offense occur on NYC Parks Dept. Property? NO Command: NYC Parks Dept. Property Name:		Precinct: 110 Sector: A Beat: Post:		
Occurrence From: 2022-10-19 15:00 WEDNESDAY Occurrence thru: 2022-10-19 17:19 Reported: 2022-10-20 17:19 Complaint Received: WALK-IN						Aided # Accident # O.C.C.B. #	
Classification: GRAND LARCENY Attempted/Completed: COMPLETED Most Serious Offense Is: FELONY PD Code: 430 LARC,GR BYBANKACCT COMP-UNCLAS PL Section: 15530 Keycode: 109 GRAND LARCENY				Case Status: OPEN Unit Referred To: P.D.U. Clearance Code: Log/Case #: 0 Clearance Arrest Id: Clearance AO Cmd: File #: Prints Requested? NO			
OFFENSES:							
Order	Offense Desc	Att/Cmpl	PDC Code	PDC Code Desc	PL Section	PL Description	IBR# Class
1	PL 155 LARCENY	COMPLETED	430	LARC,GR BYBANKACCT COMP-UNCLAS	PL 155.30 01	GR LAR 4:VALUE PROPERTY >\$1000	23H Felony
Confirmed Shots Fired? NO							
Possible Hate Crime ? NO							
Is This Related To Stop And Frisk Report NO			SQF Number: 0000-000-00000		Was The Victim's Personal Information Taken Or Possessed? NO		Was The Victim's Personal Information Used To Commit A Crime? NO
Gang Related? NO	Detective Borough Wheel Log #:		Name Of Gang:			Child Abuse Suspected? NO	
DIR Required? NO			Child in Common? NO		Intimate Relationship? NO		Officer Body Worn Camera: NO
If Burglary: Forced Entry? Structure: Entry Method: Entry Location:			Alarm: Bypassed? Comp Responded?: Company Name/Phone: -- Crime Prevention Survey Requested?: Complaint/Reporter Present?:		If Arson: Structure: Occupied?: Damage by:		Taxi Robbery: Partition Present: Amber Stress Light Activated: Method of Conveyance: Location of Pickup:
Supervisor On Scene - Rank / Name / Command :				Canvas Conducted: NO		Translator(if used):	
NARRATIVE: CV STATES THAT AT TPO AN UNKNOWN PERSON DID GAIN ACCESS TO HIS CRYPTO CURRENCYWALLET #TLJN4NAUYQ6RGVWPQW7NBINNMYFXKNTT8C AND DID TRANSFER 345,940 USDT WHICH CARRIES A VALUE OF \$345,940 USD TO PERPS							

CRYPTO WALLET #TK84XLNXCERNZZAYW7LRCUWDZCERX3LZ W/O PERMISSION OR AUTHORITY TO DO SO. 110 PDU DET. NALBACH AND FINANCIAL CRIMES DET. TRINGALI NOTIFIED.

No NYC TRANSIT Data for Complaint # 2022-110-009537

Total Victims: 1	Total Witnesses: 0	Total Reporters: 0	Total Wanted: 0
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VICTIM: # 1 of 1	Name: WEN,XINGSHUN	Complaint#: 2022-110-009537
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Nick/AKA/Maiden: UMOs: NO Sex/Type: MALE / INDIVIDUAL Race: ASIAN/PACIFIC Age: 39 Date Of Birth: 11/29/1982 Disabled? NO Is this person not Proficient in English?: If Yes, Indicate Language: N.Y.C.H.A Resident? NO Is Victim fearful for their safety / life? NO Escalating violence / abuse by suspect? NO Were prior DIR's prepared for C/V? NO	Suspected Gang Member: NO Name: Reason for Suspected Gang Member Designation: Will View Photo: YES Will Prosecute: YES Notified Of Crime Victim Comp. Law: NO Other MOS Agency: Type of Officer Activity/Circumstances: Officer Assignment Type: Level of Injury: NOT INJURED Type of Injury: NONE Medical Treatment: NOT APPLICABLE
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<u>LOCATION</u>	<u>ADDRESS</u>	<u>CITY</u>	<u>STATE/COUNTRY</u>	<u>ZIP</u>	<u>APT/ROOM</u>
HOME-PERMANENT	78-06 46 AVENUE	QUEENS	NEW YORK		

Phone #: HOME: Not Provided/Unavailable CELL: 929-414-8232 BUSINESS: Not Provided/Unavailable BEEPER: Not Provided/Unavailable E-MAIL: Not Provided/Unavailable


Action against Victim:	Actions Of Victim Prior To Incident: AT HOME
Victim Of Similar Incident: NO	If Yes, When And Where

PROPERTY:	Complaint # 2022-110-009537	Lost/Stolen/Found: STOLEN
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<u>Property</u> <u>Item</u>	<u>Property</u> <u>Category</u>	<u>Type</u>	<u>Recovered</u>	<u>Owner</u> <u>Identification</u> <u>Num:</u>	<u>Qty</u>	<u>Description</u>	<u>Serial</u> <u>#</u>	<u>\$</u> <u>Value</u>	<u>\$</u> <u>Recovered</u>
1. STOLEN	CURRENCY	MONEY	NO	NONE	1.	USC		345920.	0.
TOTAL VALUES: STOLEN \$ 345920. RECOVERED \$ 0.									

EVIDENCE:				Complaint # 2022-110-009537	
Evidence Collected?:	Evidence Collection Team/Crime Scene Requested?:	ECT Responded?:	ECT Run#:	Crime Scene Responded?:	Crime Scene Number: -
<u>Evidence</u> <u>Invoice #</u>					

No IMEI Data for Complaint # 2022-110-009537

SCRATCH COPY:	Complaint # 2022-110-009537
1  1666306653587_221020185721-4709768.pdf	Description 1666306653587_221020185721-4709768.pdf

NOTIFICATIONS / ADDITIONAL COPIES:	Complaint # 2022-110-009537
Notifications to: Rank/Title Name Unit/Agency Log #	

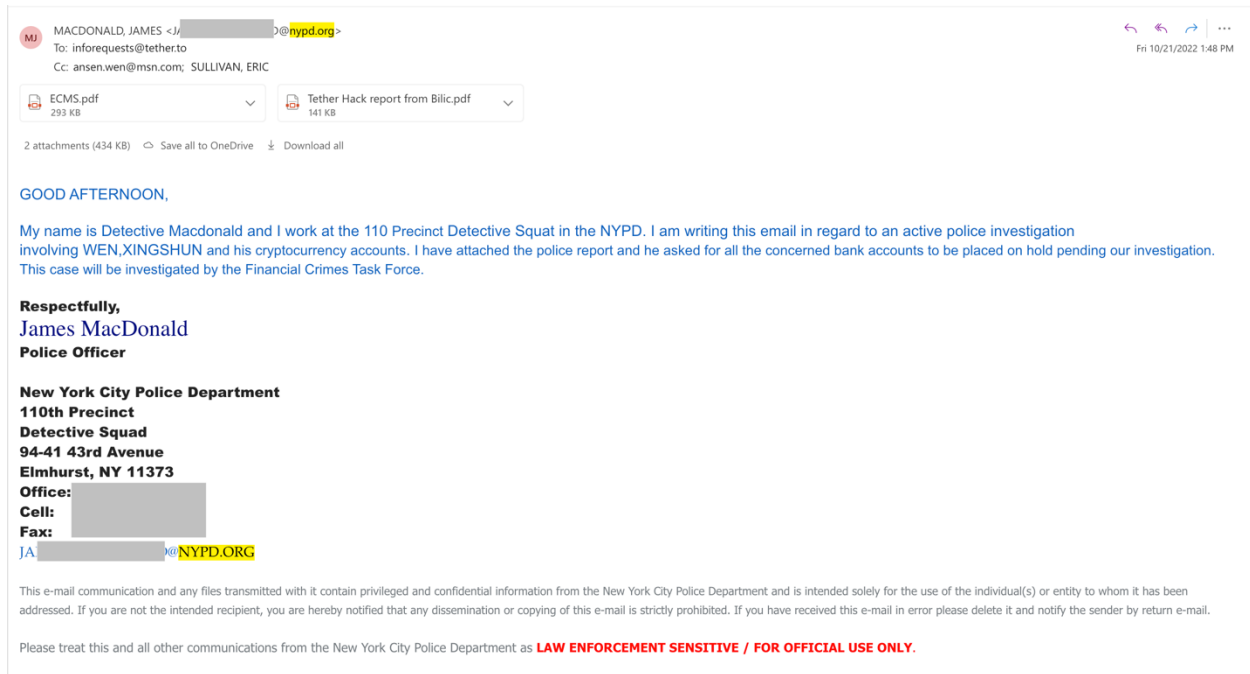
DET	TRINGALI FINANCIAL CRIME		
DET	NALBACH 110 PDU		

Reporting/Investigating M.O.S. Name: POM RAGONESI ROBERT	Tax #: 952140	Command: PBQ/N	Rep.Agency: NYPD
Supervisor Approving Name: SGT PEREZ TERESA	Tax #: 952107	Command: 110 PCT	Rep.Agency: NYPD
Complaint Report Entered By: POM RAGONESI	Tax #: 952140	Command: PBQ/N	Rep.Agency: NYPD
Signoff Supervisor Name:	Tax #: 000000	Command:	Rep.Agency:

<p align="center">END OF COMPLAINT REPORT # 2022-110-009537</p>
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Exhibit C: NYPD Initial Request Email (2022-10-21)

Part 1: Original email screenshot



Part 2: Transcription

From: MACDONALD, JAMES <*****@nypd.org>

To: inforequests@tether.to

Cc: ansen.wen@msn.com; SULLIVAN, ERIC

GOOD AFTERNOON,

My name is Detective Macdonald and I work at the 110 Precinct Detective Squad in the NYPD. I am writing this email in regard to an active police investigation

involving WEN, XINGSHUN and his cryptocurrency accounts. I have attached the police report and he asked for all the concerned bank accounts to be placed on hold pending our investigation.

This case will be investigated by the Financial Crimes Task Force.

Respectfully,

James MacDonald

Police Officer

New York City Police Department

110th Precinct

Detective Squad
94-41 43rd Avenue
Elmhurst, NY 11373
Office: ***-***-****
Cell: ***-***-****
Fax: ***-***-****
*****.*****@NYPD.ORG

This e-mail communication and any files transmitted with it contain privileged and confidential information from the New York City Police Department and is intended solely for the use of the individual(s) or entity to whom it has been addressed. If you are not the intended recipient, you are hereby notified that any dissemination or copying of this e-mail is strictly prohibited. If you have received this e-mail in error please delete it and notify the sender by return e-mail.

Please treat this and all other communications from the New York City Police Department as
LAW ENFORCEMENT SENSITIVE / FOR OFFICIAL USE ONLY.

Part 3: CERTIFICATION

I, XINGSHUN WEN, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that:

1. The attached email screenshot was obtained directly from my ansen.wen@msn.com account on 2022-10-21;
2. The transcription is a true and exact copy;
3. Original electronic copies remain available for forensic inspection."


Signed: 
Date: May-07-2025

Exhibit D: Tether's Email Response (2022-10-24)

Fw: 345940 USDT is stolen [#871016]

Hello XINGSHUN WEN

I'm sorry to hear about your situation

As you may know, Tether tokens are managed by open-source software. The software can be downloaded and used by any client to generate addresses and use those addresses for tether transfers without any involvement from Tether. This is similar to how other tokens such as Bitcoin function. We do not issue all the addresses in use and are not in control of them nor of every transaction made on-chain. We also do not have identifying information about the persons who use addresses which we do not control.

The referenced addresses where the funds were transferred to:

TK84xLNxECPerNZaYW7LrCuWdZCERX3LZ

does not belong to Tether and is not controlled by Tether. The address that your funds were been sent to appears to be a private wallet. We are not in a position to determine the validity of these transfers. As I am sure you can appreciate, we do not wish to be drawn into a possible dispute between two parties. Any action taken by us in respect of this address could expose us to a claim from the holder if, for example, it turns out the transfers were valid.

Tether to deals directly with law enforcement in these situations. We recommend that you contact local law enforcement authorities to help you with this case and ask that you please direct law enforcement to inforequests@tether.to, if they have any questions. For your convenience, the following template contains the information that is requested from law enforcement who request that assets be frozen. Please note that this information must be received directly from law enforcement.

Hello Officer...

Thank you for your inquiry.

Please be aware Tether can only assist law enforcement and victims of theft within our policies, procedures and technical capabilities. Tether does not have the technical ability to transfer funds between deposit addresses unless we control the private keys. Furthermore, we do not issue all the addresses in use and are not in control of them nor of every transaction made on-chain. We also do not have identifying information about the persons who use addresses that we do not control.

To assist further, we require that you please provide us with the following information:

- The transaction hashes associated with the theft;
- The specific deposit addresses related to the theft;
- Time and dates the theft occurred;
- The jurisdiction the victim(s) resides in;
- Measures used to verify the victim's claim;
- The department managing this case; and,
- Information of the investigating officer(s)
 - Names
 - Email addresses
 - Phone numbers
 - Case or badge number that can be used to verify the request

Per Tether's policies and procedures, we only accept law enforcement requests made by verified law enforcement agents and will only return information to verified law enforcement agents. Accordingly, we require that you provide the official law enforcement website that offers a web link and phone number for your specific department.

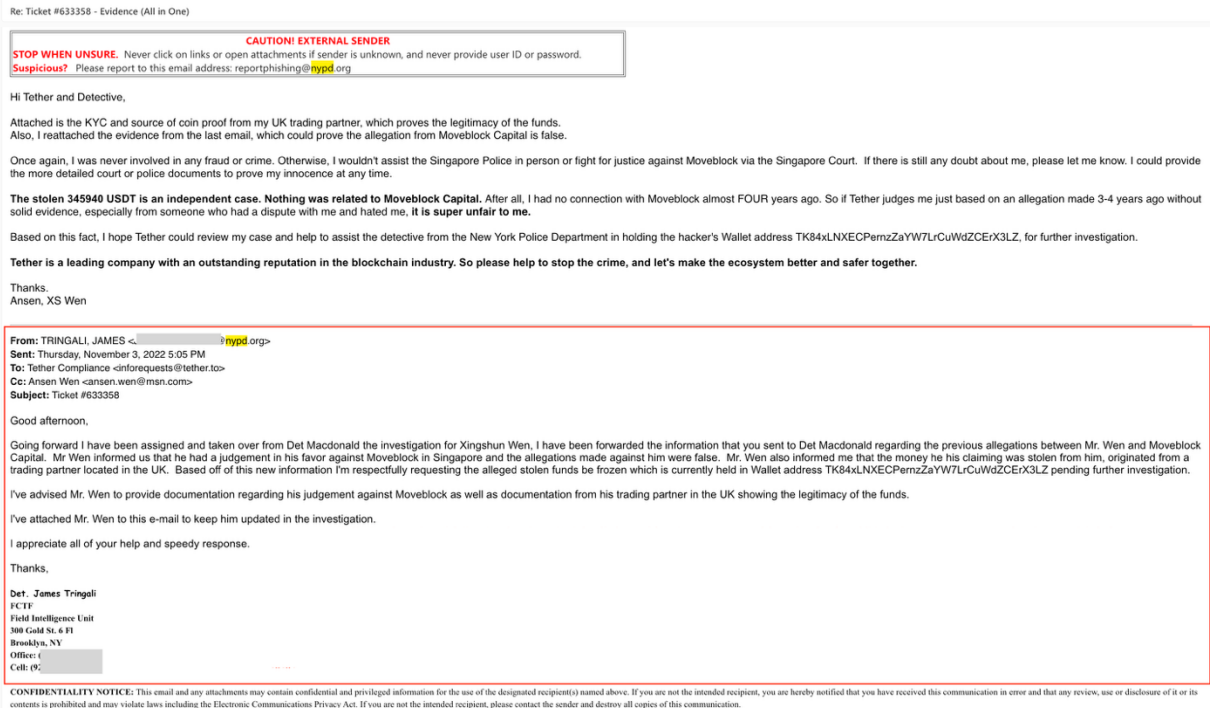


We hope this response has sufficiently answered your questions. If not, please do not send another email. Instead, reply to this email.

Submitted: 2022-10-21 17:27
Subject: 345940 USDT is stolen
Ticket number: #806226

Exhibit E: NYPD Follow-up Email (2022-11-03)

Part 1: Original email screenshot



Part 2: Transcription

From: TRINGALI, JAMES <*****@nypd.org>

Sent: Thursday, November 3, 2022 5:05 PM

To: Tether Compliance <inforequests@tether.to>

Cc: Ansen Wen <ansen.wen@msn.com>

Subject: Ticket #633358

Good afternoon,

Going forward I have been assigned and taken over from Det Macdonald the investigation for Xingshun Wen, I have been forwarded the information that you sent to Det Macdonald regarding the previous allegations between Mr. Wen and Moveblock Capital. Mr Wen informed us that he had a judgement in his favor against Moveblock in Singapore and the allegations made against him were false. Mr. Wen also informed me that the money he is claiming was stolen from him, originated from a trading partner located in the UK. Based off of this new information I'm respectfully requesting the alleged stolen funds be frozen which is currently held in Wallet address TK84XLNXCERpmzZaYw7LrCuWdZCErX3LZ pending further investigation.

I've advised Mr. Wen to provide documentation regarding his judgement against Moveblock as well as documentation from his trading partner in the UK showing the legitimacy of the funds.

I've attached Mr. Wen to this e-mail to keep him updated in the investigation.

I appreciate all of your help and speedy response.

Thanks,

Det. James Tringali

FCTF

Field Intelligence Unit

300 Gold St. 6 FI

Brooklyn, NY

Office: (***)-***-****

Cell: (***)-***-****

CONFIDENTIALITY NOTICE:

This e-mail communication and any files transmitted with it contain privileged and confidential information from the New York City Police Department and is intended solely for the use of the individual(s) or entity to whom it has been addressed. If you are not the intended recipient, you are hereby notified that any dissemination or copying of this e-mail is strictly prohibited. If you have received this e-mail in error please delete it and notify the sender by return e-mail.

Please treat this and all other communications from the New York City Police Department as LAW ENFORCEMENT SENSITIVE / FOR OFFICIAL USE ONLY.

Part 3: CERTIFICATION

I, XINGSHUN WEN, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that:

1. The attached email screenshot was obtained directly from my ansen.wen@msn.com account on 2022-11-03;
2. The transcription is a true and exact copy;
3. Original electronic copies remain available for forensic inspection."


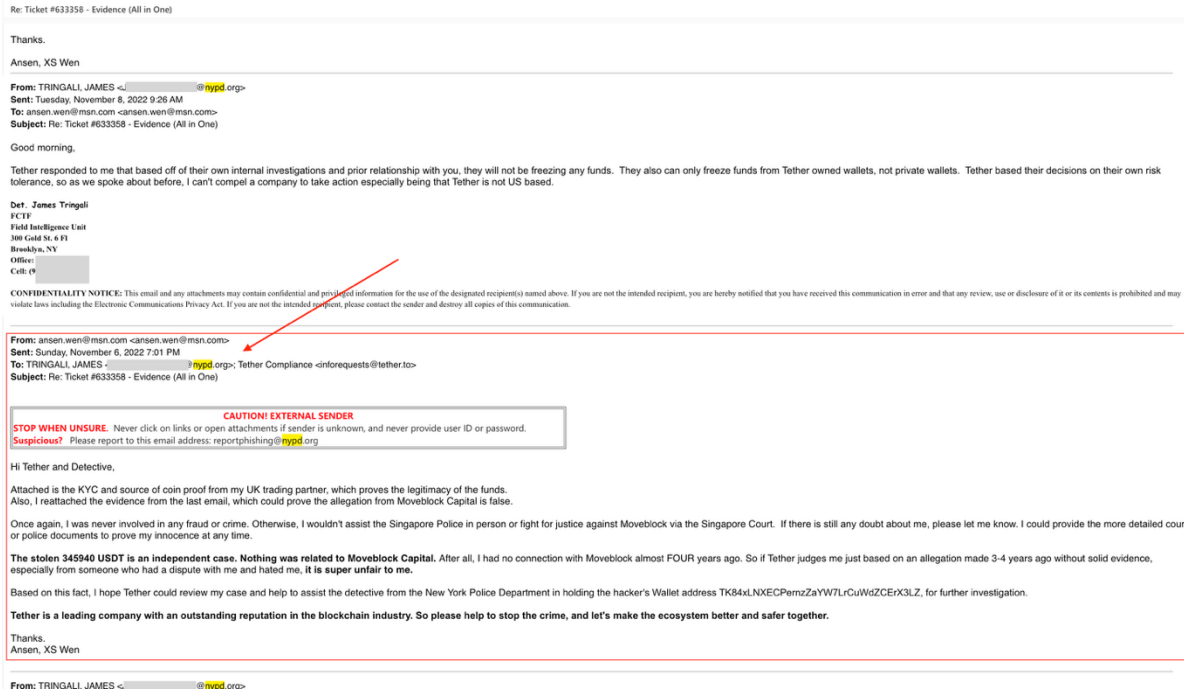
Signed: 
Date: May-07-2025

Exhibit F: Plaintiff's Clarification Email (2022-11-06)

Part 1: Original email screenshot



Part 2: Transcription

From: ansen.wen@msn.com <ansen.wen@msn.com>

Sent: Sunday, November 6, 2022 7:01 PM

To: TRINGALI, JAMES <*****@nypd.org>; Tether Compliance <inforequests@tether.to>

Subject: Re: Ticket #633358 - Evidence (All in One)

Hi Tether and Detective,

Attached is the KYC and source of coin proof from my UK trading partner, which proves the legitimacy of the funds. Also, I reattached the evidence from the last email, which could prove the allegation from Moveblock Capital is false.

Once again, I was never involved in any fraud or crime. Otherwise, I wouldn't assist the Singapore Police in person or fight for justice against Moveblock via the Singapore Court. If there is still any doubt about me, please let me know. I could provide the more detailed court or police documents to prove my innocence at any time.

The stolen 345940 USDT is an independent case. Nothing was related to Moveblock Capital. After all, I had no connection with Moveblock almost FOUR years ago. So if Tether judges me just based on an allegation made 3-4 years ago without solid evidence, especially from someone who had a dispute with me and hated me, **it is super unfair to me.**

Based on this fact, I hope Tether could review my case and help to assist the detective from the New York Police Department in holding the hacker's Wallet address TK84xLNXECPernzZaYW7LrCuWdZCErX3LZ, for further investigation.

Tether is a leading company with an outstanding reputation in the blockchain industry. So please help to stop the crime, and let's make the ecosystem better and safer together.

Thanks.

Ansen. XS Wen

Part 3: CERTIFICATION

I, XINGSHUN WEN, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that:

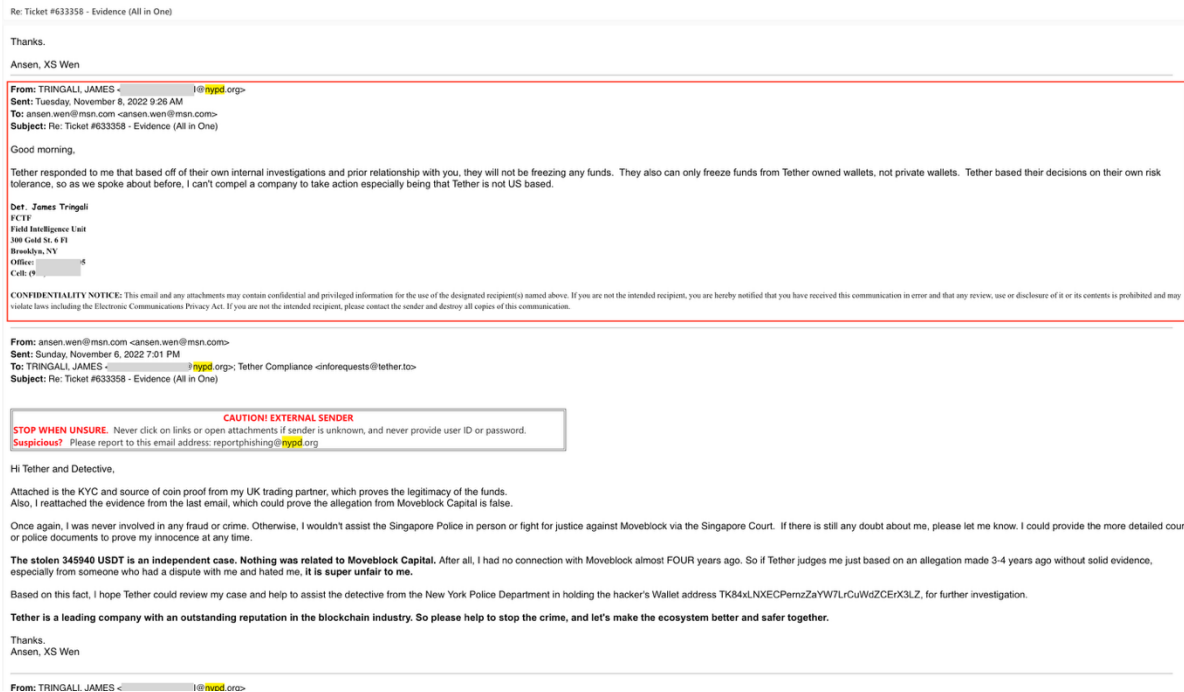
1. The attached email screenshot was obtained directly from my ansen.wen@msn.com account on 2022-11-06;
2. The transcription is a true and exact copy;
3. Original electronic copies remain available for forensic inspection."

Signed:  _____

Date: May-07-2025

Exhibit G: NYPD Summary of Tether's Final Response (2022-11-08)

Part 1: Original email screenshot



Part 2: Transcription

From: TRINGALI, JAMES <*****@nypd.org>

Sent: Tuesday, November 8, 2022 9:26 AM

To: ansen.wen@msn.com <ansen.wen@msn.com>

Subject: Re: Ticket #633358 - Evidence (All in One)

Good morning,

Tether responded to me that based off of their own internal investigations and prior relationship with you, they will not be freezing any funds. They also can only freeze funds from Tether owned wallets, not private wallets. Tether based their decisions on their own r range, so as we spoke about before, I can't compel a company to take action especially being that Tether is not US based.

Det. James Tringali

FCTF

Field Intelligence Unit

300 Gold St. 6 Fl

Brooklyn, NY

Office: (***) ***_****


Cell: (***) ***-****

CONFIDENTIALITY NOTICE: This email and any attachments may contain confidential and privileged information for the use of the designated recipient(s) named above. If you are not the intended recipient, you are hereby notified that you have received this communication in error and that any review, use or disclosure of it or its contents is prohibited and may violate laws including the Electronic Communications Privacy Act. If you are not the intended recipient, please contact the sender and destroy all copies of this communication.

Part 3: CERTIFICATION

I, XINGSHUN WEN, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that:

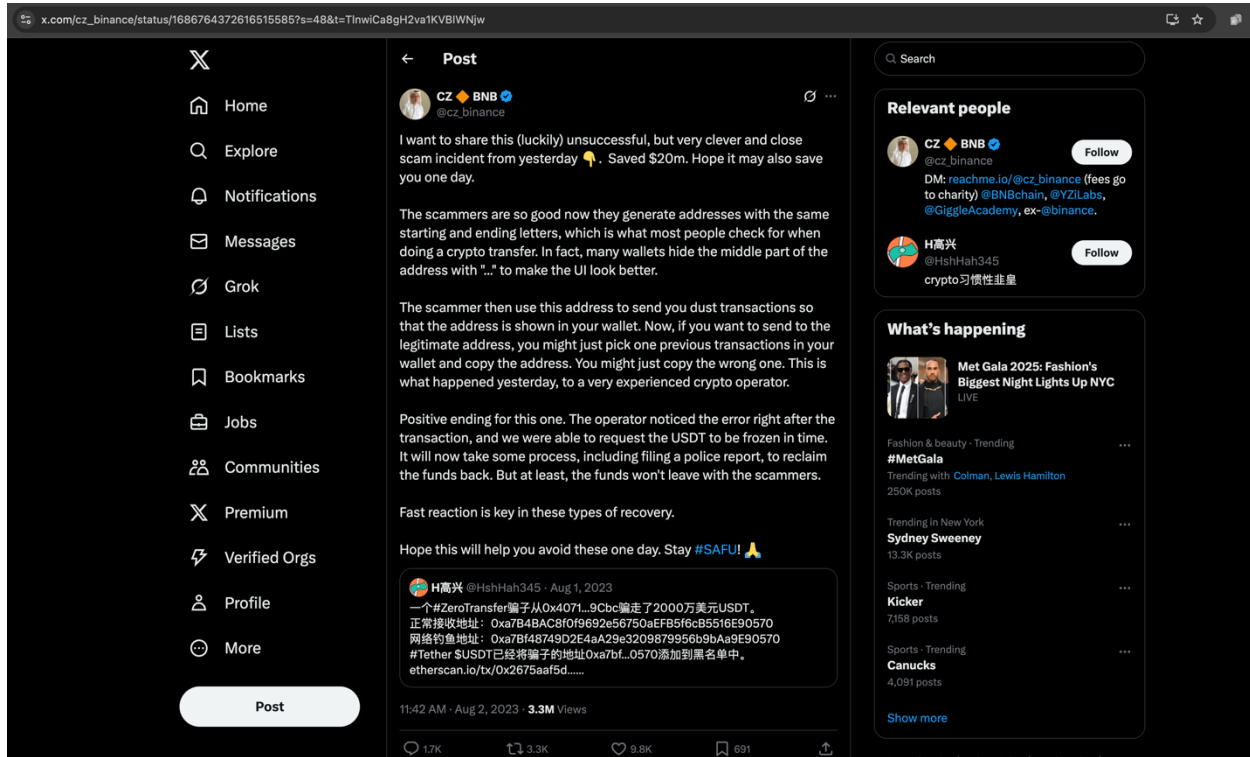
1. The attached email screenshot was obtained directly from my ansen.wen@msn.com account on 2022-11-08;
2. The transcription is a true and exact copy;
3. Original electronic copies remain available for forensic inspection."

Signed:  _____

Date: May-07-2025

Exhibit H: CZ Binance's Twitter(X) Report (2023.08.02)

Part 1: Original Twitter(X) screenshot



Original URL:

https://x.com/cz_binance/status/1686764372616515585?s=48&t=TlnwiCa8gH2va1KVBIWNjw

Part 2: Transcription

I want to share this (luckily) unsuccessful, but very clever and close scam incident from yesterday . Saved \$20m. Hope it may also save you one day.

The scammers are so good now they generate addresses with the same starting and ending letters, which is what most people check for when doing a crypto transfer. In fact, many wallets hide the middle part of the address with "..." to make the UI look better.

The scammer then use this address to send you dust transactions so that the address is shown in your wallet. Now, if you want to send to the legitimate address, you might just pick one previous transactions in your wallet and copy the address. You might just copy the wrong one. This is what happened yesterday, to a very experienced crypto operator.

Positive ending for this one. The operator noticed the error right after the transaction, and we were able to request the USDT to be frozen in time. It will now take some process, including filing a police report, to reclaim the funds back. But at least, the funds won't leave with the scammers.

Fast reaction is key in these types of recovery.

Hope this will help you avoid these one day. Stay #SAFU! A

Part 3: CERTIFICATION

I, XINGSHUN WEN, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that:

1. The attached Twitter(X) screenshot was obtained directly from https://x.com/cz_binance/status/1686764372616515585?s=48&t=TIinwiCa8gH2va1KVBIWNjw;
2. The transcription is a true and exact copy;
3. Original electronic copies remain available for forensic inspection."


Signed:  _____
Date: May-07-2025

Exhibit I: Tether’s Official Recovery Service Page

Original URL: <https://cs.tether.to/>

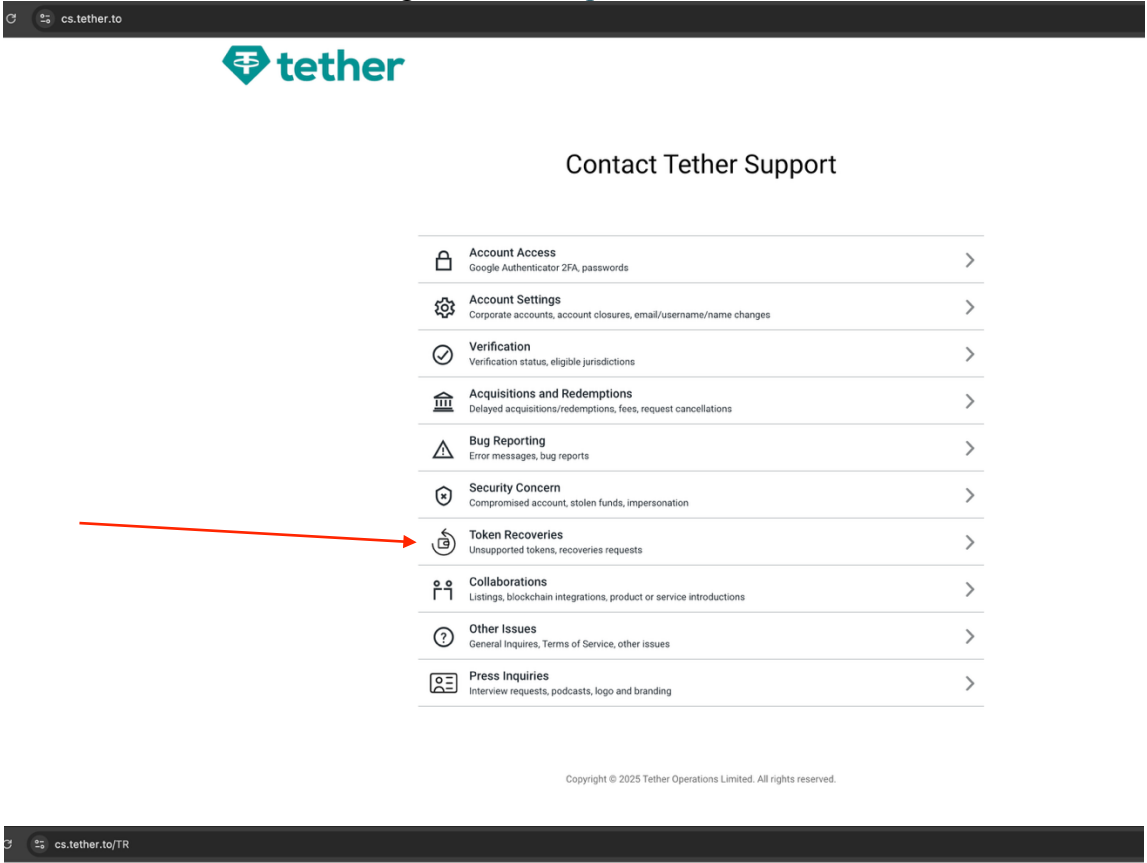
A screenshot of the 'Token Recoveries' form on the Tether CS page. The browser address bar shows 'cs.tether.to/TR'. The Tether logo is at the top. Below it, the breadcrumb 'Home > Token Recoveries' is shown. The form consists of several required fields, each marked with a red asterisk: 'Blockchain Transaction ID (TXID, HASH)' with a placeholder 'Enter your transaction ID'; 'Deposit Address' with a placeholder 'Input the token-specific transaction address'; 'Do you have the private keys of the addresses? Does the address belong to an exchange?' with a text input field; 'Amount' with a placeholder 'Input the nominal amount of the transaction in the relevant cryptocurrency'; 'Protocol/Blockchain used' with a text input field; and 'What actions/events have led to the current issue?' with a large text area. Below these fields, a note states: 'Please describe the actions taken to try the recovery of the funds so far (For transfers to the Tether Operation Contract this can be omitted)'. This is followed by another large text area for additional information.

Exhibit J: Hacker’s Wallet Fund Flow

Wallet Overview URL:

https://tronscan.org/#/address/TK84xLNxECPernzZaYW7LrCuWdZCErX3LZ/transfers

TRONSCAN

TRX: \$0.2547 (+2.78%)

HomeBlockchainTokensDataGovernanceTRON EcosystemDevelopersMoreSunPump Meme

RegisterLog InConnect Wallet

Search by Token / Account / Contract / Txn Hash / Block

7All

Account

TK84xLNxECPernzZaYW7LrCuWdZCErX3LZ

Recent Activity (UTC)2024-10-18 08:56:57Created on (UTC)2022-11-04 04:57:51

Add a private name

Total Assets\$1

Wallet100.00%Portfolio0%

TRX Staked / Balance:0 TRX / 4,058 TRX

Transactions:59

Transfers:108 (↓ 77 ↑ 31)

Total Bandwidth:Available: 600 / 600

Total Energy:Available: 0 / 0

Votes:Voted: 0 / 0

Unclaimed Voting Rewards:0 TRX

Wallet (3)

Portfolio (0)

Approval (0)

Search by Token

TRX (TRX)4.05784 (Available: 4.05784)

TGjc8855 (TGjc8855)8,888.88

Nasdex Token (nasdex.pro)4,091,280.036

More

USDD

Explore sTRX Vault on USDD – See All Rewards and APY NOW!

TransactionsTransfersInternal txnsStaking DetailsContracts PublishedAnalysisAccount Permission

A total of 78 TRC20 Transfers.

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Got It

155TRC10

Txn HashBlockAgeFromToAmountToken

Below trasaction records showing the date moved the initial theft fund in and out.

TRONSCAN

TRX: \$0.2547 (+2.78%)

HomeBlockchainTokensDataGovernanceTRON EcosystemDevelopersMoreSunPump Meme

RegisterLog InConnect Wallet

Txn HashBlockAgeFromToAmountToken

3d45a580...39e2d54064669624 days 2 hrs agoTK84xLNxECPernzZaYW7LrCuWdZCErX3LZTEUrDo15JvV2j7vhtMgonSU...kr9ePss-150,000UTN

be0566bd...93c8054064629624 days 2 hrs agoTEU3y3XS8vjTqmyXsV8kFpy...CyRePssTK84xLNxECPernzZaYW7LrCuWdZCErX3LZ+0.615001USDT

85ee76af55...ecf1354064588624 days 2 hrs agoTK84xLNxECPernzZaYW7LrCuWdZCErX3LZTEUHe5Apm59Jg8S3qs...KpRePss+0USDT

5aebc2f3d...7a2c854064585624 days 2 hrs agoTK84xLNxECPernzZaYW7LrCuWdZCErX3LZTEUe6cGicWU3wtT6btGvt...HyRePss-150,000USDT

de39ef98b...c2f2651050762728 days 20 hrs agoTMmhvjhqPbUwzgfV3eV94T...1khE32vTK84xLNxECPernzZaYW7LrCuWdZCErX3LZ+409,128.0036nasdex.pro

4227e6b82...a8c3446054623902 days 15 hrs agoTFNB9HdOKSyyt18ND2v8BZj...tQLrZd6TK84xLNxECPernzZaYW7LrCuWdZCErX3LZ+8,888.88TGjc8855

0d66d51be...e9e5545777666912 days 7 hrs agoTDrtf6Gk8k7DuoLc9RSRcvt...8EHsxmkTK84xLNxECPernzZaYW7LrCuWdZCErX3LZ+0USDT

62aaf7ae8...f8d3145745831913 days 9 hrs agoTDrtf6Gk8k7DuoLc9RSRcvt...8EHsxmkTK84xLNxECPernzZaYW7LrCuWdZCErX3LZ+0.001USDT

efc0b44caa...bc54745717876914 days 9 hrs agoTDrtf6Gk8k7DuoLc9RSRcvt...8EHsxmkTK84xLNxECPernzZaYW7LrCuWdZCErX3LZ+0.001USDT

95bd2172...8a94145689956915 days 8 hrs agoTDrtf6Gk8k7DuoLc9RSRcvt...8EHsxmkTK84xLNxECPernzZaYW7LrCuWdZCErX3LZ+0.001USDT

3128d8967...1c83a45652087916 days 16 hrs agoTK84xLNxECPernzZaYW7LrCuWdZCErX3LZTDrtgQVZp1DSRG8YwPkK...Fjpsxmk-5,000USDT

6a0863c9f...e277145209030932 days 1 hr agoTKizZ25qvZmrcvpg7ha96...SrQw5oHKT84xLNxECPernzZaYW7LrCuWdZCErX3LZ+345,940USDT

Download CSV File

50 / pageGo toPage

TRONSCAN

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Below is the transaction details of the theft fund 345,940 USDT moved in on 2022-10-19.

<https://tronscan.org/#/transaction/6a0863c9f8afdee524c2b5d2d0b1692b9ddff684817931594cda420fabce2771>

Transaction Details

TKizZZ5qvZomrcvpg7ha96Q6HhxSrQw5oH transferred 345,940 USDT to TK84xLNxECPernzZaYW7LrCuWdZCErX3LZ

Hash: 6a0863c9f8afdee524c2b5d2d0b1692b9ddff684817931594cda420fabce2771

Result: SUCCESSFUL

Block & Time: 45209030 | 932 days 1 hr ago | 2022-10-19 19:33:00 (UTC)

Status: CONFIRMED Confirmed by over 200 blocks

Confirmed SRs: 19 CryptoGuynZA http://foo.bar Binance Staking BinanceStaking

Resources Consumed & Fee: 8,302 TRX 345 Bandwidth 29,650 Energy

Overview Event Logs (1)

Owner Address: TKizZZ5qvZomrcvpg7ha96Q6HhxSrQw5oH

Contract Address: SC: TR7NHqjeKQxGTCi8q8ZY4pL8otSgijL6t USDT Token

Token Transfer: 1 From TKizZZ5qvZomrcvpg7ha96Q6HhxSrQw5oH To TK84xLNxECPernzZaYW7LrCuWdZCErX3LZ 345,940 USDT

Value: 0 TRX

Method Called: transfer(address_to,uint256_value)

#	Name	Type	Data
0	_to	address	TK84xLNxECPernzZaYW7LrCuWdZCErX3LZ

Below is the transaction details of the first fund moved out on 2023-08-23.

<https://tronscan.org/#/transaction/5aebc2f3d20bf5e4e365aeded4ecede3529c5cc5a81dd9121173af904627a2c8>

Transaction Details

TK84xLNxECPernzZaYW7LrCuWdZCErX3LZ transferred 150,000 USDT to TEUue6cGicWU3wtT6btGvfkGReaHyRePss

Hash: 5aebc2f3d20bf5e4e365aeded4ecede3529c5cc5a81dd9121173af904627a2c8

Result: SUCCESSFUL

Block & Time: 54064585 | 624 days 2 hrs ago | 2023-08-23 18:50:12 (UTC)

Status: CONFIRMED Confirmed by over 200 blocks

Confirmed SRs: 19 Abra Capital Management TRONLink TRONALLIANCE TRONGrid

Resources Consumed & Fee: 27,2559 TRX 345 Bandwidth 64,895 Energy

Overview Event Logs (1)

Owner Address: TK84xLNxECPernzZaYW7LrCuWdZCErX3LZ

Contract Address: SC: TR7NHqjeKQxGTCi8q8ZY4pL8otSgijL6t USDT Token

Token Transfer: 1 From TK84xLNxECPernzZaYW7LrCuWdZCErX3LZ To TEUue6cGicWU3wtT6btGvfkGReaHyRePss 150,000 USDT

Value: 0 TRX

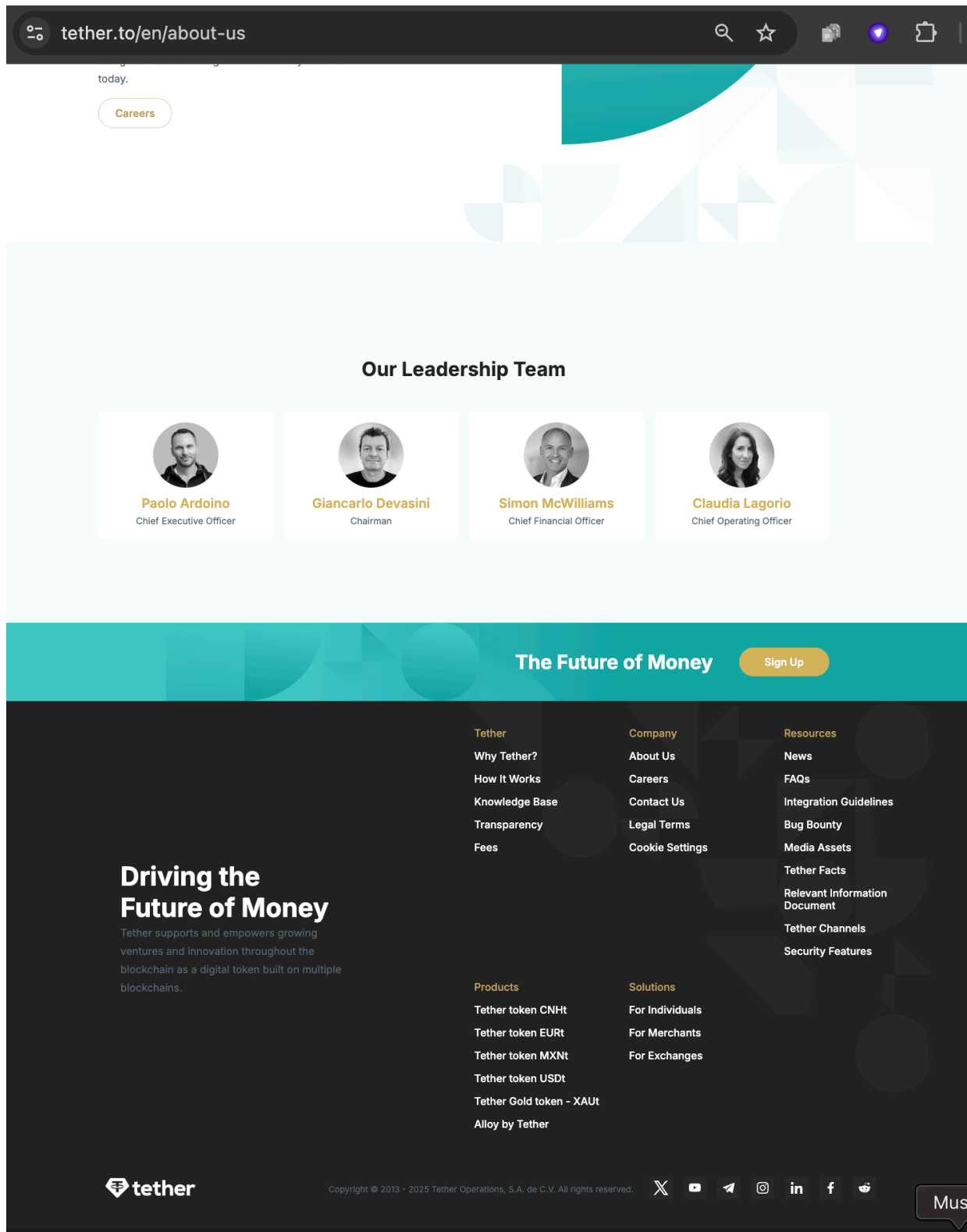
Method Called: transfer(address_to,uint256_value)

#	Name	Type	Data
0	_to	address	TEUue6cGicWU3wtT6btGvfkGReaHyRePss

Exhibit K: Tether's Contact Page Showing No Address

Below is 'About Us' page (<https://tether.to/en/about-us>)





Below is 'Contact Us' page (<https://cs.tether.to>)



Contact Tether Support

	Account Access Google Authenticator 2FA, passwords	>
	Account Settings Corporate accounts, account closures, email/username/name changes	>
	Verification Verification status, eligible jurisdictions	>
	Acquisitions and Redemptions Delayed acquisitions/redemptions, fees, request cancellations	>
	Bug Reporting Error messages, bug reports	>
	Security Concern Compromised account, stolen funds, impersonation	>
	Token Recoveries Unsupported tokens, recoveries requests	>
	Collaborations Listings, blockchain integrations, product or service introductions	>
	Other Issues General Inquires, Terms of Service, other issues	>
	Press Inquiries Interview requests, podcasts, logo and branding	>